



COUNCILMEMBER CARL DEMaIO

FIFTH DISTRICT
CITY OF SAN DIEGO

MEMORANDUM

DATE: September 17, 2010
TO: Jan Goldsmith, City Attorney
FROM: Councilmember Carl DeMaio *Carl DeMaio*
RE: Housing Authority Labor Negotiations

It is my understanding that the City Council (acting as the Housing Authority) is slated to consider an FY 2011 Memorandum of Understanding with the SEIU on Tuesday, September 21.

This tentative agreement was reached without consultation with and input from the legislative authority in closed session "because the closed session agendas were too full at the time."¹

The resulting tentative agreement does not appear to contain any cost savings for taxpayers, but instead appears to contain "moderate increases" for health care costs and tuition reimbursements.²

Question #1: Under what legal authority can Housing Commission staff negotiate labor contracts without prior input or guidance from the legislative governing body?

Question #2: In the event that the lack of legislative input into the negotiation process at the Housing Authority was legal, what action must be taken to ensure that such action does not occur again?

Due to the importance of these issues and the potential precedent that has been set, I feel it important that questions be answered prior to the Housing Authority's consideration of Item HAR10-048 on September 21, 2010.

cc: Mayor and City Council
Carrol Vaughan, Chief Operating Officer, San Diego Housing Commission

¹ E-mail from Carol Vaughan to Council offices, September 16, 2010.

² Housing Authority Report No. HAR 10-048.